

07/19/2006 14:51 FAX 650 813 5993

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## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or **Fax** (571)-273-2885

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

25226 7590 05/23/2006

MORRISON & FOERSTER LLP  
755 PAGE MILL RD  
PALO ALTO, CA 94304-1018

08/08/2006 CKHLOK 00000020 031952 09688077

01 FC:1460 130.00 DA

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Thao Pham	(Depositor's name)
<i>[Signature]</i>	(Signature)
7/19/06	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/688,077	10/13/2000	Hirokazu Sugihara	369212000131	2691

TITLE OF INVENTION: CELL POTENTIAL MEASUREMENT APPARATUS HAVING A PLURALITY OF MICROELECTRODES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$0	\$1400	08/23/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
REDDING, DAVID A	1744	435-287100

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page 08/08/2006 TBESHAM2 00000000 031952 09688077

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 01 FC:1501 Morrison & Foerster LLP  
(2) the name of a single firm (having 02 FC:0000 1400.00 DA  
a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2 10.00 DA  
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Matsushita Electric Industrial Co., Ltd. Osaka, Japan

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☐ Publication Fee (No small entity discount permitted)  
☒ Advance Order - # of Copies 6

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 03-1952 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

*[Signature]*

Date

7/19/06

Typed or printed name

Lisa A. Amli

Registration No.

48,179

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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PATENT  
Docket No. 369212000131

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Assistant Commissioner for Patents, Washington, D.C. 20231, on January 8, 2001.

*Laura Shires*  
Laura Shires

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Hirokazu SUGIHARA et al.

Serial No.: 09/688,077

Filing Date: October 13, 2000

For: CELL POTENTIAL MEASUREMENT  
APPARATUS HAVING A PLURALITY  
OF MICROELECTRODES

Examiner: To Be Assigned

Group Art Unit: 1744

PETITION TO WITHDRAW NOTICE OF OMITTED ITEM(S) IN A  
NONPROVISIONAL APPLICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This Petition is in response to the Notice of Omitted Item(s) in a Nonprovisional Application dated November 27, 2000 for which a response is due by January 27, 2001.

Applicants submit that the requested page 8 of the specification (description and claims) does not exist. Applicants filed a copy of U.S. Patent Number 5,563,067 in its entirety, which consisted of a cover page (including abstract), 7 pages of the written description and claims, and 12 pages of drawings, a total of 20 pages, on October 13, 2000. A copy of the Notice of Omitted Item(s) in a Nonprovisional Application (Part 2) and copies of the Utility Patent Application

Transmittal, U.S. Patent Number 5,563,067, reissue Declaration, Preliminary Amendment, and return postcard as filed on October 13, 2000 is enclosed for your records.

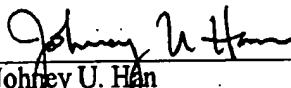
Applicants submit that a copy of the aforementioned application was originally filed in its entirety and therefore we kindly request that the Notice of Omitted Item(s) in a Nonprovisional Application be withdrawn.

Applicants believe a fee is not due. However, in the unlikely event a fee is due, the Assistant Commissioner is hereby authorized to charge the petition fee of \$130.00 under 37 C.F.R. §1.17(i) or to credit any overpayment to Deposit Account No. 03-1952 referencing Docket No. 369212000131.

Respectfully submitted,

Dated: January 8, 2001

By:

  
John U. Han  
Registration No. 45,565

Morrison & Foerster LLP  
755 Page Mill Road  
Palo Alto, California 94304-1018  
Telephone: (650) 813-5786  
Facsimile: (650) 494-0792